

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
3:10-cv-263-GCM

BERNARD SCARBOROUGH,)
)
 Plaintiff,)
)
 v.)
)
 WAL-MART CORPORATION, formerly)
 Wal-Mart Supercenter Stores, Inc., a North)
 Carolina Corporation,)
)
 Defendant.)
)
 _____)

ORDER

THIS MATTER is before the court upon Defendant's Motion to Dismiss pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure. It appears that Defendant may be entitled to dismissal. Therefore, the Plaintiff is directed to file a response as described below:

TO THE PLAINTIFF, BERNARD SCARBOROUGH; READ THE FOLLOWING
VERY CAREFULLY:

You are to file a brief written argument opposing the Defendant's brief supporting the Motion to Dismiss. This argument must respond to the substantive arguments in Defendant's Motion to Dismiss.

Within fourteen days of the date of entry of this Order, the Plaintiff must submit the brief or request an extension of the deadline.


You are hereby advised that you have fourteen (14) days from the filing of this Order in which to file your response to the Motion to Dismiss. If you fail to respond to this motion, the court will proceed to decide the matter. A copy of the response must be served on the Defendant

and a certificate of service must be filed with the Court, showing that a copy has been sent to counsel for the Defendants.

IT IS THEREFORE ORDERED that Plaintiff has fourteen (14) days from the filing of this Order in which to respond to Defendant's Motion to Dismiss.

The Clerk is directed to certify copies of this Order to Plaintiff and counsel for Defendants. The Clerk is specifically directed to send Plaintiff's copy by certified mail, return receipt requested.

Signed: August 12, 2010



Graham C. Mullen
United States District Judge

